

Robert Greene Sterne  
Edward J. Kessler  
Jorge A. Goldstein  
David K.S. Cornwell  
Robert W. Esmond  
Tracy-Gene G. Durkin  
Michele A. Cimbala  
Michael B. Ray  
Robert E. Sokohl  
Eric K. Steffe  
Michael Q. Lee  
Steven R. Ludwig  
John M. Covert  
Linda E. Alcorn  
Robert C. Millonig  
Donald J. Featherstone  
Timothy J. Shea, Jr  
Michael V. Messinger  
Judith U. Kim

Patrick E. Garrett  
Jeffrey T. Helvey  
Heidi L. Kraus  
Eldora L. Ellison  
Thomas C. Fiala  
Albert L. Ferro  
Donald R. Banowit  
Peter A. Jackman  
Jeffrey S. Weaver  
Kendrick P. Patterson  
Vincent L. Capuano  
Brian J. Del Buono  
Virgil Lee Beaton  
Theodore A. Wood  
Elizabeth J. Haanes  
Joseph S. Ostroff  
Frank R. Cottingham  
Rae Lynn P. Guest  
Daniel A. Klein

Jason D. Eisenberg  
Michael D. Specht  
Andrea L. Kamage  
Tracy L. Muller  
Jon E. Wright  
LuAnne M. DeSantis  
Ann E. Summerfield  
Aric W. Ledford  
Helene C. Carlson  
Cynthia M. Bouchez  
Timothy A. Doyle  
Gaby L. Longworth  
Lori A. Gordon  
Nicole D. Dretar  
Ted J. Ebersole  
Laura A. Vogel  
Michael J. Mancuso  
Bryan S. Wade  
Aaron L. Schwartz

Shannon A. Carroll\*  
Wesley W. Jones\*  
Matthew E. Kelley\*  
Michelle K. Holoubek\*  
Marsha A. Rose\*

**Registered Patent Agents\***  
Karen R. Markowicz  
Nancy J. Leith  
Matthew J. Dowd  
Katrina Yujian Pei Quach  
Bryan L. Skelton  
Robert A. Schwartzman  
Teresa A. Colella  
Victoria S. Rutherford  
Simon J. Elliott  
Julie A. Heider  
Mita Mukherjee

Scott M. Woodhouse  
Christopher J. Walsh  
Liliana Di Nola-Baron  
Peter A. Socarras  
Jeffrey Mills

**Of Counsel**  
Kenneth C. Bass III  
Marvin C. Guthrie

\*Admitted only in Maryland  
\*Admitted only in Virginia  
•Practice Limited to  
Federal Agencies

October 20, 2005

**WRITER'S DIRECT NUMBER:**  
(202) 772-8550  
**INTERNET ADDRESS:**  
EKESSLER@SKGF.COM

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Art Unit 2145**

**Attn: Mail Stop Amendment**

Re: U.S. Utility Patent Application  
Application No. 09/989,718; Filed: November 21, 2001  
For: **Improved Computer Network Architecture and Associated Method  
and System**  
Inventors: FELTIN *et al.*  
Our Ref: 1487.0310000

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Request for Corrected Office Action;
2. Copy of pages 24 and 25 of Office Action dated September 28, 2005; and
3. Return postcard.

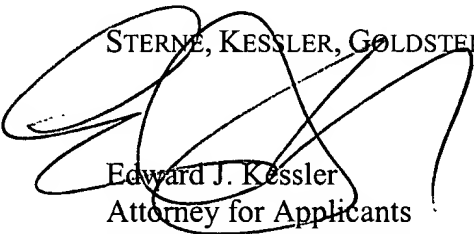
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
October 20, 2005  
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Edward J. Kessler  
Attorney for Applicants  
Registration No. 25,688

EJK/mhd  
Enclosures

455454



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Feltin *et al.*

Appl. No.: 09/989,718

Filed: March 21, 2001

For: **Improved Computer Network  
Architecture and Associated  
Method and System**

Confirmation No.: 9575

Art Unit: 2145

Examiner: Nguyen, Minh Chau

Atty. Docket: 1487.0310000

**Request for Corrected Office Action**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants, by their undersigned attorney, hereby request that the Patent and Trademark Office issue a new Office Action to correct substantive errors in the Office Action dated September 28, 2005.

Specifically, the September 28, 2005, Office Action failed to act on claim 36. Although the cover page of the Office Action stated that claim 36 was rejected, no specific ground of rejection of that claim was set forth in the body of the Office Action. Applicants are therefore unable to properly and fully respond to the Office Action. It is further noted that the Examiner erroneously acted on claim 15 which had been previously canceled by the Amendment and Reply filed May 6, 2005.


Finally, at pages 24-25 of the Office Action, it appears that some text is missing. A photocopy of the affected pages is attached for convenient reference.

In light of the foregoing errors, it is respectfully requested that the PTO issue a corrected Office Action and that the period for response be reset to run from the date of mailing of the corrected Action.

Prompt and favorable consideration of this Request is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Edward J. Kessler  
Attorney for Applicants  
Registration No. 25,688

Date: 10 Oct. 2005

1100 New York Avenue, N.W.  
Washington, D.C. 20005-3934  
(202) 371-2600

75. Claim 35 is rejected under 35 U.S.C. 103(a) as being unpatentable over Ozzie et al. (Ozzie) (US 6,640,241 1311) as applied to claim 2 above, and further in view of Lehmann-Haupt et al. (Lehmann-Haupt) (US 2002!0107786 A1).

76. Regarding claim 35, Ozzie fails to teach a network has statistical attributes which indicate characteristics of the link such as usability or popularity. However, Ozzie teaches the network has updating status online/offline of devices which indicate of the usability. Lehmann-Haupt teaches a method as claimed in claim 35 wherein the links constitute a neural network having statistical attributes which indicate characteristics of the link such as usability, popularity or the like (Col. 2, paragraph [018]-[022]).

Thus, it would have been obvious to have a statistical attributes that indicate characteristic of popularity, as suggested of Lehmann-Haupt, in method and apparatus for activity based collaboration by a computer system equipped with a communications manager of Ozzie, in order having advantage of existing business relationships among parties in a network of computers.

### ***Response to Arguments***

77. Applicant's arguments filed 5/6/2005 have been fully considered but they are not persuasive.

Art Unit: 2143

discloses a computing device wherein said device is adapted to perform a supervisory and/or supporting role in relation to peers in a peer-to-peer network, the method including the steps of: a. the computing device establishing contact with a plurality of peers which are to be the subject of the supervision and/or support role (Col. 17, L. 46-48); and b. providing said supervision and/or support (Col. 17, L. 58-62).

### ***Conclusion***

79. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.